

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

GS HOLISTIC, LLC	§	
v.	§	
	§	
	§	
SUBLIME SMOKE & VAPE LLC, d/b/a SUBLIME SMOKE & VAPE, ET AL.	§ § §	CIVIL NO. 4:23-CV-255-SDJ- AGD
DENTON SMOKE SHOP LLC, d/b/a DENTON SMOKE STOP, ET AL.	§ § §	CIVIL NO. 4:23-CV-241-SDJ- AGD
KASKI KALI LLC, d/b/a KUSH CIGAR, ET AL.	§ § §	CIVIL NO. 4:23-CV-249-SDJ- AGD
SUPREME SMOKE AND VAPE LLC, d/b/a SUPREME SMOKE AND VAPE, ET AL.	§ § §	CIVIL NO. 4:23-CV-256-SDJ- AGD
CITY SMOKE SHOP INC., d/b/a CITY SMOKE SHOP, ET AL.	§ § §	CIVIL NO. 4:23-CV-264-SDJ- AGD
RAD GLASS, INC, d/b/a PPV PIPES, PAPERS, & VAPES, ET AL.	§ § §	CIVIL NO. 4:23-CV-265-SDJ- AGD
SERANE LLC, d/b/a SMOKE JOINT, ET AL.	§ § §	CIVIL NO. 4:23-CV-266-SDJ- AGD
AZZADNEEN GROUP #2, LLC, d/b/a SPARK SMOKE, ET AL.	§ § §	CIVIL NO. 4:23-CV-268-SDJ- AGD
SS & CO INVESTMENTS INC, d/b/a CBD & TOBACCO VILLA, ET AL.	§ § §	CIVIL NO. 4:23-CV-283-SDJ- AGD
WIZARD'S SMOKE SHOP LLC, d/b/a WIZARD'S VAPOR BAR AND SMOKE SHOP, ET AL.	§ § §	CIVIL NO. 4:23-CV-284-SDJ- AGD

ABN BUSINESS GROUP LLC, d/b/a CLOUD VILLE VAPOR AND SMOKE SHOP, ET AL.	§ § §	CIVIL NO. 4:23-CV-365-SDJ- AGD LEAD CASE
HOLLOWAY FOUNDATION LLC, d/b/a SMOKERS XCHANGE, ET AL.	§ § §	CIVIL NO. 4:23-CV-626-SDJ- AGD

**MEMORANDUM ADOPTING THE REPORT AND
RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the Report and Recommendation of the United States Magistrate Judge (“Report”), this matter having been referred to the Magistrate Judge pursuant to 28 U.S.C. § 636. On September 3, 2024, the Report and Recommendation of the Magistrate Judge, (Dkt. #33)¹, was entered containing proposed findings of fact and the recommendation that Plaintiff’s Motion for Default Judgment in member case 4:23-cv-00249, (Dkt. #30)², be granted in part and denied in part. No party filed objections to the Report. Having assessed the Report and the record in this case, the Court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of the Court.


It is therefore **ORDERED** that Plaintiff’s Motion for Default Judgment, (Dkt. #30), is **GRANTED in part and DENIED in part**. It is further **ORDERED** that Defendants Kaski Kali LLC d/b/a Kush Cigar and Kushal Raj Bastakoti each pay \$3,000.00 to Plaintiff GS Holistic as statutory damages for trademark infringement. It is further **ORDERED** that Defendants Kaski Kali LLC d/b/a Kush Cigar and Kushal Raj Bastakoti are jointly and severally required to pay Plaintiff GS Holistic

¹ The Report and Recommendation was docketed in the lead case in this matter, 4:23-cv-00365.

² Plaintiff’s Motion was docketed in the former lead case in this matter, 4:23-cv-00255.

\$402.00 for the costs of the action. It is finally **ORDERED** that Defendants Kaski Kali LLC d/b/a Kush Cigar and Kushal Raj Bastakoti, at their cost, deliver to Plaintiff GS Holistic for destruction all counterfeit products, accessories, labels, signs, prints, packages, wrappers, receptacles, advertisements, and other material in their possession, custody or control bearing any of the Stündenglass trademarks (U.S. Trademark Registration Number 6,174,291, U.S. Trademark Registration Number 6,174,292, and U.S. Trademark Registration Number 6,633,884).

So ORDERED and SIGNED this 23rd day of September, 2024.


SEAN D. JORDAN
UNITED STATES DISTRICT JUDGE